

1 Dustun H. Holmes, Esq., Bar No. 12776  
DHH@mcmenemyholmes.com  
2 Ian M. McMenemy, Esq., Bar No. 13190  
IAN@mcmenemyholmes.com  
3 **MCMENEMY | HOLMES PLLC**  
1645 Village Center Circle, Suite 291  
4 Las Vegas, Nevada 89134  
Telephone: 702.874.4878  
5 Facsimile: 702.874.4969

6 *Attorneys for Philippe Schaad  
and Shooting Gallery Publications, LLC*  
7

8 **UNITED STATES DISTRICT COURT**

9 **DISTRICT OF NEVADA**

10 UNITED STATES OF AMERICA,

Case No.: 2:22-cv-02059-APG-DJA

11 Plaintiff,

12 v.

**STIPULATION AND ORDER TO  
EXTEND SCHEDULING ORDER  
DEADLINES (THIRD REQUEST)**

13 LAWRENCE J. SEMENZA II; ROMIE  
14 SEMENZA; LAWRENCE J. SEMENZA,  
LTD; PHILIPPE SCHAAD; SHOOTING  
15 GALLERY PUBLICATIONS, LLC; TESLA,  
INC.,

16 Defendants.

17  
18 Pursuant to Local Rules IA 6-1, LR IA 6-2, and LR 26-1, Plaintiff the United States of  
19 America (“Plaintiff”), Defendants Lawrence J. Semenza II, Romie Semenza, Semenza LTD,  
20 Philippe Schaad, and Shooting Gallery Publications, LLC (“Defendants”) (collectively the  
21 “Parties”), by and through their respective undersigned counsel of record, hereby stipulate and  
22 agree:

23 1. On February 13, 2024, the Parties submitted, and the Court approved a second  
24 stipulation extending the scheduling deadlines. As set forth in the stipulation the Parties were  
25 meeting and conferring on two outstanding discovery issues, related to Plaintiff’s claims of  
26 deficiencies in Defendants’ responses to written discovery and a FRCP 30(b)(6) deposition of  
27 Plaintiff. Thus, to facilitate potential resolution of these outstanding discovery issues, the  
28 discovery deadline was extended to May 1, 2024, for the limited purpose of the outstanding

1 discovery issues, the dispositive motion deadline was extended to June 3, 2024, and the pre-trial  
2 order deadline was extended to July 3, 2024. *See ECF 30.*

3       2. On March 21, 2024, Plaintiff filed a motion to compel regarding certain responses  
4 to requests for production of documents and interrogatories and requested oral argument on the  
5 motion. *See ECF 31.*

6       3. On March 22, 2024, the Court issued a minute order setting a hearing on Plaintiff's  
7 motion to compel for May 16, 2024, at 10:00 am. *See ECF No. 32.*

8       4. On March 22, 2024, Defendants Philippe Schaad and Shooting Gallery  
9 Publications, LLC served a Third Supplemental Disclosure of Documents and Witnesses.

10      5. The Parties continued to meet and confer on the outstanding discovery issues, and  
11 on April 2, 2024, the Parties conducted another meet and confer to discuss Plaintiff's claims  
12 surrounding deficiencies in responses to requests for production of documents and interrogatories  
13 and the 30(b)(6) deposition of Plaintiff.

14      6. The Parties were able to agree on the issues surrounding a 30(b)(6) deposition of  
15 Plaintiff but are still attempting to work through the issues regarding Plaintiff's claims of  
16 deficiencies in responses to requests for production of documents and interrogatories. Thus, to  
17 facilitate additional time for Defendants to respond to Plaintiff's motion to compel, the Parties  
18 agreed to set a briefing schedule. Moreover, as part of this conference the Parties discussed the  
19 currently scheduled hearing date of May 16, 2024, on Plaintiff's motion to compel, and it was  
20 advised that counsel for Defendants Philippe Schaad and Shooting Gallery Publications, LLC  
21 would be out-of-town and unavailable on this date. Further, since Plaintiff's counsel would have  
22 to travel to Las Vegas for the 30(b)(6) deposition of Plaintiff, it was discussed that if the Court's  
23 calendar permitted it would be most efficient to have the hearing set on either May 13, 2024, May  
24 14, 2024, or May 15, 2024, and depending on the date the hearing is rescheduled the Parties could  
25 schedule Plaintiff's 30(b)(6) deposition on one of these alternative dates.

26      7. For the above reasons, and for good cause shown, the Parties therefore seek the  
27 current scheduling deadlines, as set forth in the Court's order granted in the second stipulation to  
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1 extend (ECF No. 30), be extended by approximately two months and modified as reflected in the  
2 table below.

<b>Deadline</b>	<b>Previous</b>	<b>Modified</b>
Discovery Deadline	Wednesday, May 1, 2024 (limited to outstanding requests)	Monday, July 1, 2024 (limited to outstanding requests)
Dispositive Motion Deadline	Monday, June 3, 2024	Friday, August 2, 2024
Pretrial Order	Wednesday, July 3, 2024	Monday, September 2, 2024

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1           8. This stipulation is being entered into good faith and not for the purposes of delay.

DATED this 18th day of April, 2024.

DATED this 18th day of April, 2024.

## MCMENEMY HOLMES PLLC

U.S. DEPT. OF JUSTICE, TAX DIVISION

By: /s/ Dustun H. Holmes

Dustun H. Holmes, Bar #12776  
1645 Village Center Circle, Suite 291  
Las Vegas, Nevada 89101

*Attorneys for Philippe Schaad  
and Shooting Gallery Publications, LLC*

By: /s/ Kenton McIntosh

Landon Yost  
Kenton McIntosh  
P.O. Box 683  
Washington, D.C. 20044

*Attorneys for the United States*

DATED this 18th day of April, 2024.

PISANELLI BICE PLLC

By: /s/ Todd L. Bice

Todd L. Bice, Bar #4534  
400 South 7th Street, Suite 300  
Las Vegas, Nevada 89101

*Attorneys for Lawrence J. Semenza II, Romie Semenza and Lawrence J. Semenza, Ltd.*

## **IT IS SO ORDERED:**

UNITED STATES MAGISTRATE

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**UNITED STATES MAGISTRATE JUDGE**

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DATED: 4/22/2024